

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE**

RACHEL RAMSBOTTOM, et al.)	
)	
<i>Plaintiffs,</i>)	Case No. 3:21-cv-272
)	
v.)	JURY TRIAL DEMAND
)	
LORIN ASHTON, et al.)	JUDGE ALETA A. TRAUGER
)	
<i>Defendants.</i>)	

**INTERACTIVE GIVING FUND’S MOTION TO DISMISS PLAINTIFFS’ FIRST
AMENDED COMPLAINT PURSUANT TO
RULE 12(b)(2), 12(b)(3) AND 12(b)(6)**

COMES NOW, Defendant Interactive Giving Fund (“IGF”) and respectfully files this Motion to Dismiss and Supporting Memorandum of Law.

Defendant IGF moves this Court to dismiss Counts II and IV of the First Amended Complaint (the “FAC”) filed against it by Plaintiffs Rachel Ramsbottom (“Ramsbottom”), Alexis Bowling (“Bowling”), Jenna Houston (“Houston”) and Jane Doe #1 (collectively, the “Plaintiffs”) pursuant to: (i) Fed. R. Civ. P. 12(b)(2), because this Court lacks personal jurisdiction over IGF; (ii) Fed. R. Civ. P. 12(b)(3) on the grounds that venue in this Court is improper; (iii) Fed. R. Civ. P. 12(b)(6), for failure to state a claim upon which relief can be granted; and (iv) for all such other and further relief as the Court may deem just and proper. Defendant IGF incorporates the Memorandum of Law in Support of this motion by reference.

WHEREFORE, Defendant IGF respectfully moves the Court to grant this Motion to Dismiss Plaintiffs’ First Amended Complaint.¹

¹ While Local Rule 7.01 does not require a meet-and-confer for a Rule 12 motion, Defendant IGF did attempt to resolve this dispute without court intervention and was unsuccessful.

Respectfully submitted,

/s/Brian T. Boyd

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 28th day of June 2021, a copy of the foregoing Motion to Dismiss and Supporting Memorandum were served on the following parties via the Court's electronic case management system:

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